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**MINUTES OF THE 83<sup>RD</sup> MEETING OF THE ELEVENTH ANGUILLA**  
**EXECUTIVE COUNCIL HELD ON THURSDAY 26<sup>TH</sup> JANUARY 2017**

- PRESENT: Her Excellency the Governor, Ms Christina Scott
- The Honourable Victor Banks, Chief Minister and Minister of Finance,  
Economic Development, Commerce, Tourism, Lands & Physical Planning
- The Honourable Deputy Governor, Mr Perin Bradley
- The Honourable Evans Rogers, Minister of Health and Social Development
- The Honourable Cora Richardson-Hodge, Minister of Home Affairs, Immigration,  
Labour, Environment, Human Rights, Gender Affairs, Constitutional Affairs and  
Information and Broadcasting
- The Honourable Attorney General, Mr John McKendrick QC
- Mrs Jewelle Fleming, Clerk to Executive Council
- IN ATTENDANCE: Mr Larry Franklin, PS, EDICTLP  
Mr Karim Hodge, PS, MICUHAFIT  
Mr Leslie Hodge, DLS  
Mr Rawle Hazell, Director of Construction & Housing
- ABSENT: The Honourable Curtis Richardson, Minister of Infrastructure, Communications,  
Utilities, Housing, Agriculture and Fisheries and Information Technology

EX MIN 17/23 **CONFIRMATION OF THE MINUTES**

Council confirmed the Minutes of the 82<sup>nd</sup> Meeting held on Thursday 19<sup>th</sup> January 2017.

**MATTERS ARISING FROM THE MINUTES**

EX MIN 17/24 None

EX MIN 17/25

**INF 17/01 FOR INFORMATION: FINANCIAL SERVICES COMMISSION  
2017 BUDGET AND WORK PLAN**

Council:-

- (a) noted the proposed 2017 Budget and Work Programme for the Anguilla Financial Services Commission (AFSC);
- (b) agreed the AFSC's ambition to seek to include the following legislative enhancements in the legislative agenda for 2017:-
  - i. Investment Business Act, Regulations and Code. This will create an opportunity to attract high-quality new financial services businesses to reputation by filling a regulatory gap that currently allows Anguillian companies to carry on unregulated high-risk investment business; and
  - ii. Mutual Funds Act, Regulations (including fees and forms) and Code. This will replace existing inadequate and dated legislation with modern competitive legislation. The legislation will be separate from, and complementary to, the Investment Business Act.
- (c) noted that the 2017 Budget and Work Programme would be tabled in the House of Assembly for the information of legislators and the public.

Action: HE; DIR, FSC; HON AG; PS, FIN; CL, HOA

EX MIN 17/26

**EX MEM 17/11 PRIORITY TRAINING NEEDS FOR 2017**

Further to EX MIN 17/18 of 19<sup>th</sup> January 2017, Council agreed that it was important that the critical areas should be considered for priority training, given the position of public finances. Following further consideration, Council requested that the Training Policy Committee review the proposed list of priorities to consider the following steer as to whether:-

- (i) under 'Fisheries & Marine Resources', the BSc. Marine Biology should be reduced to 1 (one);
- (ii) under 'Disaster' the MSc. Operations & Logistics Management and the BSc. Crisis & Disaster Management should be deferred;
- (iii) under 'Health' the BSc. Critical Care Nursing should be revised to 2 (two); and
- (iv) the Hon Deputy Governor should dialogue with the Training Policy Committee to look at any other areas with a view to further deferring or cutting numbers.

Council noted the priority training needs list and agreed that more active efforts should be taken by Public Administration to ensure that members of the public were made aware of the availability of funding for training in these areas.

Action: HON DG; PS, PA; PS, FIN; PS, EDICTLP; OTHER PERM SECS; TRNG OFF; MINS OF GOV'T

EX MIN 17/27

**EX MEM 17/15 MEMORANDUM OF UNDERSTANDING WITH AIRBNB**

Messrs Larry Franklin, PS, EDICTLP and Leslie Hodge DLS joined the Meeting.

Council agreed that:-

- (i) the Government of Anguilla should enter into a Memorandum of Understanding with Airbnb;
- (ii) the Hon Chief Minister/Minister of Finance should sign the Agreement pending finalisation by the Attorney General's Chambers, other GoA Stakeholders and Airbnb; and
- (iii) a working group should be established to liaise with Airbnb on the areas of cooperation. The members should comprise the following:-
  1. PS EDICTLP
  2. Comptroller of Inland Revenue or designee
  3. Chief Statistician or designee
  4. Tourism Planner
  5. Chair Anguilla Tourist Board or designee
  6. Representative from the Attorney General's Chambers
  7. Representative Anguilla Hotel and Tourism Association
  8. Representative Anguilla Chamber of Commerce

Council authorised the issue of the action sheet before confirmation of the Minutes.

Action: PS, EDICTLP; HON AG; PS, FIN; CIR; TP; CHIEF STAT

EX MIN 17/28

**EX MEM 17/16 UNITED KINGDOM HYDROGRAPHIC OFFICE AERIAL MAPPING**

PS, EDICTLP and DLS remained for discussion. Messrs Karim Hodge, PS, MICUHAFIT and Rawle Hazell, Director of Construction & Housing joined the Meeting.

Council agreed that:-

- (i) the Permanent Secretary, Ministry of Infrastructure, Communications, Utilities, and Housing should send out an official letter granting permission for the United Kingdom Hydrographic Office to perform Lidar (airborne) survey of Anguilla shallow waters for the updating of the navigational charts of Anguilla, and that notification be given to the

Commissioner of Police, Anguilla Air & Sea Ports Authority and Airport Manager; and

- (ii) the Chief Surveyor should grant permission to undertake the aerial survey and should provide ground survey control for the United Kingdom Hydrographic Office.

Action: HE; PS, MICUHAFIT; PS, EDICTLP; DLS; COP; CEO, AASPA; AIR  
MAN

EX MIN 17/29

**EX MEM 17/17 APPOINTMENT OF MEMBERS TO THE BOARD OF THE HEALTH AUTHORITY OF ANGUILLA (HAA)**

Council agreed that the following persons should be re-appointed to serve on the Board of the Health Authority of Anguilla (HAA) effective 1 February 2017 for a period of two years:-

- 1) Kevin Carty (Finance)
- 2) Serene Carter-Davis (Nursing)
- 3) Ricardo Jeremiah (Public Health)

Council noted that the HAA had made provision in their budget to pay the stipends of the Board members.

Council authorised the issue of the action sheet before confirmation of the Minutes.

Action: PS, HSD; PS, FIN; PS, EDICTLP; HON AG

EX MIN 17/30

**EX MEM 17/18 ANGUILLA SUMMER FESTIVAL 2017**

Council agreed that:-

- (i) a Summer Festival Interim Committee should be appointed to oversee the 2017 Summer Festival in accordance with the attached terms of reference;
- (ii) the Interim Committee should serve for a term of nine (9) months from 1<sup>st</sup> February -31<sup>st</sup> October 2017; and
- (iii) the proposed Summer Festival Interim Committee should comprise individuals who have already been identified to serve on the Festival Commission to facilitate a seamless transition into the Commission.

The agreed persons are:-

1. **Ms. Countess Lisa Rey** (Public Relations)
2. **Mr. Shayne Thompson** (Promotion/Sales)
3. **Ms. Erlyn Fiona Wilkinson** (Human Resource Management)
4. **Mr. Derick Richardson/Romare Kelsick/Mark Romney** (Chairperson with Business/Financial Management skills)

5. **Ms. Cleonette Lake** (Financial Controller)
6. **Ms. Atrene Pemberton** (Boat Racing Association)
7. **Mr. Bren Romney** (Department of Youth and Culture)
8. **Ms. Rebecca Webster** (Anguilla National Calypso Association)
9. **Mr. Joseph Vanterpool** (Public Interest)
10. **Mr. Keanu Belle** (Cultural expression/young promoter)

Council agreed to a Finance Committee comprising:-

Chairperson  
 DYC Representative (Budget Management)  
 Financial Controller

Council further agreed that a small monthly stipend should be paid to members with effect from 1 February 2017 as follows:-

Chairperson – \$500  
 Financial Controller – \$300  
 Administrative Officer – \$300  
 Member - \$100

Council noted that the total amount required to pay the Interim Committee over the period February - March 2017 was EC\$16,200.00, which was already provided for in the 2017 budget.

Council authorised the issue of the action sheet before confirmation of the Minutes.

Action: PS, HSD; PS, FIN; PS, EDICTLP; ACC GEN; HON AG

EX MIN 17/31

**EX MEM 17/19 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – JOSEPH CHARLES FOSTER AS TRUSTEE FOR FOSTER FAMILY TRUST – REGISTRATION SECTION: WEST END; BLOCK: 17810 B; PARCEL 201/SL B203**

PS, EDICTLP and DLS remained in attendance.

Council agreed that an Aliens Land Holding Licence should be issued to Joseph Charles Foster, to hold on a freehold basis a luxury condominium unit of approximately 992 sq. ft. forming part of Resorts & Residences of Anguilla Home Owners Association Ltd. a Condominium development at Viceroy, Anguilla described as Registration Section West End, Block 17810 B, Parcel 201/SL B203, as Trustee for the Foster Family Trust, subject to the following:-

- a) Payment of the following fees:-
  - (i) under the Stamp Act – 5%  
 of EC\$2,661,318.00 EC\$133,065.90

(ii)	under the Aliens Land Holding Regulation Act – 5% of EC\$2,661,318.00	<b>Exempted</b>
	<b>TOTAL</b>	<b>EC\$133,065.90</b>

- b) Regulations to be issued for exemption and reduction of Aliens Land Holding Licence rate.

Council authorised the issue of the action sheet before confirmation of the Minutes.

Action: PS, EDICTLP; HON AG; DLS; PS, FIN

EX MIN 17/32

**EX MEM 17/20 AMENDMENT TO APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – B&F CO. LIMITED - REGISTRATION SECTION WEST END, BLOCK 18011 B, PARCELS 140, 147 & 150, CONTAINING 0.29, 0.48 AND 1.43 ACRES, RESPECTIVELY**

PS, EDICTLP and DLS remained in attendance.

Further to EX MIN 17/21 of 19<sup>th</sup> January 2017, Council approved the following:-

- The transfer of shares in accordance with Section 7(1) of the Aliens Land Holding Regulations Act to allow Kathleen Janice Fieger and Geoffrey Nels Fieger, to acquire shareholdings in B&F Co. Limited for property described in Registration Section West End Block 18011 B, Parcels 140 & 150 being 0.29 of an acre & 1.43 acres of land, respectively for tourism purposes, subject to:-

The payment of the following fees:-

**Parcel 150**

(i)	under Section 25 of the Stamp Act on Transfer of shares – 5% of EC\$10,483,980.00	EC\$ 524,199.00
(ii)	under the Aliens Land Holding Regulation Act Section – 5% of EC\$10,483,980.00	EC\$ 524,199.00
	<b>TOTAL</b>	<b>EC\$1,048,398.00</b>

**Parcel 140**

(i)	under Section 25 of the Stamp Act on Transfer of shares – 5% of EC\$5,376.40	EC\$268.82
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(ii)	under the Aliens Land Holding Regulation Act Section – 6.25% of EC\$5,376.40	EC\$336.03
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<b>TOTAL</b>	<b>EC\$604.85</b>
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2. The granting of an Aliens Land Holding Licence to Kathleen Janice Fieger and Geoffrey Nels Fieger, to hold, on a freehold basis, property described as Registration Section West End, Block 18011 B, Parcel 147 being 0.48 of an acre for tourism purposes, subject to the following:-

a) The payment of the following fees:-

(i)	under the Stamp Act – 5% of EC\$107,528.00	EC\$5,376.40
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(ii)	under the Aliens Land Holding Regulation Act – 5% of EC\$564,522.00	EC\$28,226.10
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<b>TOTAL</b>	<b>EC\$33,602.50</b>
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b) Parcels 110 and 147 being amalgamated.

Council authorised the issue of the action sheet before confirmation of the Minutes.

Action: PS, EDICTLP; DLS; PS, FIN

EX MIN 17/33

**EX MEM 17/21 PAYMENT OF DEFERRED SALARY – MR A**

*[note on publication: names redacted to protect personal health information]*

Council agreed that Mr A, who is employed by the Anguilla Public Service should be paid his deferred salary in the sum of EC\$19,548.36 to assist him with costs associated with his stepfather's medical condition.

Council authorised the issue of the action sheet before confirmation of the Minutes.

Action: PS, ELSYC; PS, PA; PS, FIN; PS, EDICTLP; ACC GEN

EX MIN 17/34

**EX MEM 17/22 PAYMENT OF DEFERRED SALARY – PC B**

*[note on publication: names redacted to protect personal health information]*

Council agreed that PC B, who is employed in the Royal Anguilla Police Force should be paid her deferred salary in the sum of EC\$17,849.10.

Council authorised the issue of the action sheet before confirmation of the Minutes.

Action: COP; PS, PA; PS, FIN; PS, EDICTLP; ACC GEN

EX MIN 17/35

**EX MEM 17/23 PAYMENT OF DEFERRED SALARY – MRS C**

*[note on publication: names redacted to protect personal health information]*

Council agreed that Mrs C, who is employed in the Education Department should be paid her deferred salary in the sum of EC\$47,565.85 to assist her with costs associated with her medical condition.

Council authorised the issue of the action sheet before confirmation of the Minutes.

Action: CEO; PS, PA; PS, FIN; PS, EDICTLP; ACC GEN

EX MIN 17/36

**EX MEM 17/24 DRAFT ASSESSMENT OF INDUSTRY LEVY (TELECOMMUNICATIONS) (AMENDMENT) REGULATIONS, 2017 AND ASSESSMENT OF INDUSTRY LEVY (TELECOMMUNICATIONS) (AMENDMENT) REGULATIONS, 2016**

Council:-

- (i) noted that the Assessment of Industry Levy (Telecommunications) (Amendment) Regulations, 2016 had been previously approved in Executive Council and signed by HE The Governor on 30<sup>th</sup> December 2016;
- (ii) further noted that due to an administrative error, section 2 of the 2016 Assessment of Industry Levy (Telecommunications) (Amendment) Regulations contained an error; and
- (iii) approved the amended draft Assessment of Industry Levy (Telecommunications) (Amendment) Regulations, 2017 for signature and publication in the Gazette.

Action: HON AG; CL, HOA

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